

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK-----X  
CHELSEA HOTEL OWNER LLC et al,

Plaintiffs,

- against -

CITY OF NEW YORK et al,

Defendants.

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21-CV-3982 (ALC) (RWL)**ORDER****ROBERT W. LEHRBURGER, United States Magistrate Judge.**

As set forth on the record at the discovery conference held on September 12, 2023:

1. Defendant's motion to quash the subpoena to Ms. Rand is DENIED.
2. Plaintiff's motion to compel production of documents (including ESI) dating prior to 2018 is GRANTED IN PART to the extent that (a) Defendant shall search for and produce communications – about the relevant consent decrees – for which Ms. Rand was recipient (whether direct, "cc", or "bcc") or sender; and (b) the files to be searched are those for which Ms. Rand was the custodian, but if that search proves ineffective, the files shall be searched for which the custodian was Ms. Rand's co-signee of the consent decrees.

3. The discovery scheduled is modified as follows:

Event	Date
City's production of all responsive, non-privileged documents from the Remaining Initial Collection and What's App messages	Oct. 1, 2023
City's production of a privilege log for the completed document production	Oct. 15, 2023

Service of requests to admit	Nov. 15, 2023
Fact depositions completed	Dec. 15, 2023
Fact discovery completed	Dec. 15, 2023
Plaintiffs' opening expert report(s)	Jan. 4, 2024
Defendant's rebuttal expert report(s)	Feb. 11, 2024
Expert discovery completed	Mar. 15, 2024
End of all discovery	Mar. 15, 2024
Summary Judgment Motions	See Para. 12 of initial scheduling order
Pretrial Submissions	See Para. 13 of initial scheduling order

4. By October 1, 2023, Defendant shall file a letter reporting on status of production of the pre-2018 documents required to be produced by the instant order.

The Clerk of Court is respectfully requested to terminate the motions at Dkts. 67, 68, 71, and 73.

SO ORDERED.

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ROBERT W. LEHRBURGER  
UNITED STATES MAGISTRATE JUDGE

Dated: September 12, 2023  
New York, New York

Copies transmitted this date to all counsel of record.